

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

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David Mark Phillips,

Plaintiff,

vs.

ORDER ADOPTING REPORT
AND RECOMMENDATION

Dr. Lori Suvalsky,¹ Acting Co-Chair;
Kevin Roberts, R.N., Co-Chair; Sandy
Anderson, Co-Chair; and Patient Behavior
Committee of the Veterans Administration
Medical Center,

Defendants.

Civ. No. 06-406 (JMR/RLE)

* * * * *

Based upon the Report and Recommendation of the United States Magistrate Judge
Raymond L. Erickson, and after an independent review of the files, records and proceedings in the
above-entitled matter, **IT IS ORDERED:**

That the Motion of the Defendants to Dismiss the Complaint, or for Judgment on the
Pleadings [Docket No. 23], is granted.

Dated: December 19, 2008

s/James M. Rosenbaum
Judge James M. Rosenbaum
United States District Court

¹Although the Complaint spells the Defendant's last name as "Suvulsky," the Defendant advises that the proper spelling is "Suvalsky," and we employ that spelling throughout this Report and Recommendation.